

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:14-cv-02034-APM**

BUZZFEED, INC. et al v. DEPARTMENT OF DEFENSE
Assigned to: Judge Amit P. Mehta
Cause: 05:552 Freedom of Information Act

Date Filed: 12/02/2014
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

BUZZFEED, INC.

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TERMINATED: 07/07/2016

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Plaintiff

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represented by **Timothy J. Pezzoli**
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TERMINATED: 07/07/2016

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V.

Defendant

DEPARTMENT OF DEFENSE

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 TERMINATED: 04/26/2017

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 TERMINATED: 11/23/2015

Date Filed	#	Docket Text
12/02/2014	<u>1</u>	COMPLAINT against DEPARTMENT OF DEFENSE (Filing fee \$ 400 receipt number 0090-3922564) filed by BUZZFEED, INC., ARAM ROSTON. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons Attorney General, # <u>3</u> Summons Department of Defense, # <u>4</u> Summons US Attorneys Office)(Light, Jeffrey) (Entered: 12/02/2014)
12/02/2014	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by BUZZFEED, INC. (Light, Jeffrey) (Entered: 12/02/2014)
12/02/2014		Case Assigned to Judge Emmet G. Sullivan. (rd) (Entered: 12/03/2014)
12/03/2014	<u>3</u>	SUMMONS (3) Issued Electronically as to DEPARTMENT OF DEFENSE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Consent Form, # <u>2</u> Notice of Consent)(rd) (Entered: 12/03/2014)
12/08/2014	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 12/4/2014. Answer due for ALL FEDERAL DEFENDANTS by 1/3/2015. (Light, Jeffrey) (Entered: 12/08/2014)
12/08/2014	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 12/04/2014. (Light, Jeffrey) (Entered: 12/08/2014)
12/30/2014		Case reassigned to Judge Amit P. Mehta. Judge Emmet G. Sullivan no longer assigned to the case. (ztnr,) (Entered: 12/30/2014)
02/06/2015	<u>6</u>	ORDER TO SHOW CAUSE why this matter should not be dismissed for want of prosecution. Plaintiff may address the Order to Show Cause by seeking entry of default under Fed. R. Civ. P. 55 on or before February 25, 2015. Please see the attached Order for details. Signed by Judge Amit P. Mehta on 02/06/2015. (lcapm2) (Entered: 02/06/2015)
02/06/2015		Set/Reset Deadlines/Hearings: Response to Show Cause order due by 2/25/2015. (cdw) (Entered: 02/09/2015)
02/19/2015	<u>7</u>	NOTICE of Appearance by Zachary John Corey on behalf of DEPARTMENT OF DEFENSE (Corey, Zachary) (Entered: 02/19/2015)
02/23/2015	<u>8</u>	AMENDED COMPLAINT (<i>First</i>) against DEPARTMENT OF DEFENSE filed by BUZZFEED, INC., ARAM ROSTON.(Light, Jeffrey) (Entered: 02/23/2015)
02/25/2015	<u>9</u>	RESPONSE TO ORDER OF THE COURT re <u>6</u> Order, filed by BUZZFEED, INC., ARAM ROSTON. (Light, Jeffrey) (Entered: 02/25/2015)
02/27/2015		MINUTE ORDER: The Order to Show Cause entered on February 6, 2015, is hereby discharged. Signed by Judge Amit P. Mehta on 02/27/2015. (lcapm2) (Entered: 02/27/2015)
03/09/2015	<u>10</u>	ANSWER to <u>8</u> Amended Complaint by DEPARTMENT OF DEFENSE. Related document: <u>8</u> Amended Complaint filed by BUZZFEED, INC., ARAM ROSTON.(Corey, Zachary) (Entered: 03/09/2015)

03/09/2015	<u>11</u>	ORDER. Both a complaint and an answer are now before the Court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a joint status report on or before March 24, 2015. Please see the attached Order for additional details. Signed by Amit P. Mehta on 03/09/2015. (lcapm2) (Entered: 03/09/2015)
03/09/2015		Set/Reset Deadlines/Hearings: Joint Status Report due by 3/24/2015. (cdw) (Entered: 03/10/2015)
03/24/2015	<u>12</u>	STATUS REPORT (<i>JOINT</i>) by DEPARTMENT OF DEFENSE. (Attachments: # <u>1</u> Text of Proposed Order)(Corey, Zachary) (Entered: 03/24/2015)
03/25/2015		MINUTE ORDER: Upon consideration of the parties' March 24, 2015 joint status report, it is hereby ordered that the parties shall file another joint status report on or before April 23, 2015. Signed by Judge Amit P. Mehta on 03/25/2015. (lcapm2) (Entered: 03/25/2015)
03/25/2015		Set/Reset Deadlines/Hearings: Joint Status Report due by 4/23/2015. (cdw) (Entered: 03/26/2015)
04/23/2015	<u>13</u>	NOTICE of Appearance by Timothy J. Pezzoli on behalf of All Plaintiffs (Pezzoli, Timothy) (Entered: 04/23/2015)
04/23/2015	<u>14</u>	STATUS REPORT (<i>JOINT</i>) by DEPARTMENT OF DEFENSE. (Attachments: # <u>1</u> Text of Proposed Order)(Corey, Zachary) (Entered: 04/23/2015)
04/24/2015		MINUTE ORDER: Upon consideration of the parties' April 23, 2015, joint status report, it is hereby ordered that the parties shall file another joint status report on or before June 18, 2015. The status report shall indicate the number of potentially responsive documents resulting from Plaintiffs' narrowed request and an estimated date of completing production of non-exempt documents. Signed by Judge Amit P. Mehta on 04/24/2015. (lcapm1) (Entered: 04/24/2015)
04/24/2015		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/18/2015. (cdw) (Entered: 04/27/2015)
06/18/2015	<u>15</u>	STATUS REPORT (<i>JOINT</i>) by DEPARTMENT OF DEFENSE. (Corey, Zachary) (Entered: 06/18/2015)
07/08/2015		MINUTE ORDER: The parties shall appear before Judge Mehta for a Status Conference on July 22, 2015, at 10:00 a.m. in Courtroom 10. The court is concerned about the breadth of Plaintiffs' FOIA requests and the corresponding amount of time Defendant estimates will be required to complete its production of responsive records. At the Status Conference, the parties should be prepared to address: (1) whether Plaintiffs' FOIA requests can be further narrowed and (2) steps the parties have agreed to, and can agree to, to reduce the time required to produce the responsive records, such as using search terms or other electronic means to identify such records. Signed by Judge Amit P. Mehta on 07/08/2015. (lcapm2) (Entered: 07/08/2015)
07/08/2015		Set/Reset Deadlines/Hearings: Status Conference set for 7/22/2015 at 10:00 AM in Courtroom 10 before Judge Amit P. Mehta. (cdw) (Entered: 07/09/2015)
07/22/2015		Minute Entry for proceedings held before Judge Amit P. Mehta: Status Conference held on 7/22/2015. (Court Reporter: Barbara DeVico) (cdw) (Entered: 07/22/2015)
07/22/2015		MINUTE ORDER: The parties are directed to meet and confer and file a Joint Status Report on or before September 2, 2015, which addresses: (1) the status of Defendant's response to Plaintiff's FOIA request, including the number of potentially responsive documents resulting from Plaintiff's narrowed request and an estimated date of completion of Defendant's production of non-exempt documents; (2) the steps the parties have agreed to with the aim of reducing the time required to produce the responsive records; and (3) any other information that the parties believe the court should be aware of. Signed by Judge Amit P. Mehta on 07/22/2015. (lcapm2) (Entered: 07/22/2015)
07/23/2015		Set/Reset Deadlines: Joint Status Report due by 9/2/2015. (zmm) (Entered: 07/23/2015)
09/02/2015	<u>16</u>	STATUS REPORT (<i>JOINT</i>) by DEPARTMENT OF DEFENSE. (Corey, Zachary) (Entered: 09/02/2015)

09/03/2015		MINUTE ORDER: Upon consideration of <u>16</u> the parties' September 2, 2015, Joint Status Report, the parties are directed to meet and confer and file another Joint Status Report on or before October 14, 2015, which addresses: (1) the status of Defendant's response to Plaintiff's FOIA request and (2) any other information that the parties believe the court should be aware of. The court is greatly appreciative of the parties' efforts to narrow the scope of the search at issue in this case. Signed by Judge Amit P. Mehta on 09/03/2015. (lcapm2) (Entered: 09/03/2015)
09/03/2015		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/14/2015. (cdw) (Entered: 09/04/2015)
10/14/2015	<u>17</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Corey, Zachary) (Entered: 10/14/2015)
10/15/2015		MINUTE ORDER: Upon consideration of <u>17</u> the parties' October 14, 2015, Joint Status Report, the parties are directed to meet and confer and file another Joint Status Report on or before December 8, 2015, which addresses: (1) the status of Defendant's response to Plaintiff's FOIA request and (2) any other information that the parties believe the court should be aware of. Signed by Judge Amit P. Mehta on 10/15/2015. (lcapm2) (Entered: 10/15/2015)
10/15/2015		Set/Reset Deadlines/Hearings: Joint Status Report due by 12/8/2015. (cdw) (Entered: 10/16/2015)
11/23/2015	<u>18</u>	NOTICE OF SUBSTITUTION OF COUNSEL by James J. Schwartz on behalf of All Defendants Substituting for attorney Zachary J. Corey (Schwartz, James) (Entered: 11/23/2015)
12/07/2015	<u>19</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 12/07/2015)
12/08/2015		MINUTE ORDER: Upon consideration of <u>19</u> the parties' December 7, 2015, Joint Status Report, the parties are directed to meet and confer and file another Joint Status Report on or before February 8, 2016, which addresses: (1) the status of Defendant's response to Plaintiff's FOIA request and (2) any other information that the parties believe the court should be aware of. Signed by Judge Amit P. Mehta on 12/08/2015. (lcapm2) Modified on 12/8/2015 (cdw). (Entered: 12/08/2015)
12/08/2015		Set/Reset Deadlines/Hearings: Joint Status Report due by 2/8/2016. (cdw) (Entered: 12/08/2015)
02/08/2016	<u>20</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 02/08/2016)
02/09/2016		MINUTE ORDER: Upon consideration of <u>20</u> the parties' February 8, 2016, Joint Status Report, the parties are directed to meet and confer and file another Joint Status Report on or before April 8, 2016, which addresses: (1) the status of Defendant's response to Plaintiff's FOIA request and (2) any other information that the parties believe the court should be aware of. Signed by Judge Amit P. Mehta on 02/09/2016. (lcapm2) (Entered: 02/09/2016)
02/09/2016		Set/Reset Deadlines: Joint Status Report due by 4/8/2016. (zmm) (Entered: 02/09/2016)
04/08/2016	<u>21</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 04/08/2016)
04/11/2016		MINUTE ORDER: Upon consideration of <u>21</u> the parties' April 8, 2016, Joint Status Report, the parties are directed to meet and confer and file another Joint Status Report on or before June 1, 2016, which addresses: (1) the status of Defendant's response to Plaintiff's FOIA request and (2) any other information that the parties believe the court should be aware of. Signed by Judge Amit P. Mehta on 04/11/2016. (lcapm2) (Entered: 04/11/2016)
04/11/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/1/2016. (cdw) (Entered: 04/12/2016)
06/01/2016	<u>22</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 06/01/2016)

06/02/2016		MINUTE ORDER: Upon consideration of <u>22</u> the parties' June 1, 2016, Joint Status Report, the parties are directed to meet and confer and file another Joint Status Report on or before August 5, 2016, which addresses: (1) the status of Defendant's response to Plaintiff's FOIA request and (2) any other information that the parties believe the court should be aware of. Signed by Judge Amit P. Mehta on 06/02/2016. (lcapm1) (Entered: 06/02/2016)
06/02/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 8/5/2016. (cdw) (Entered: 06/02/2016)
07/07/2016	<u>23</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to BUZZFEED, INC., ARAM ROSTON. Attorney Timothy J. Pezzoli terminated. (Pezzoli, Timothy) (Entered: 07/07/2016)
08/05/2016	<u>24</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 08/05/2016)
08/08/2016		MINUTE ORDER: In light of <u>24</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before October 7, 2016. Signed by Judge Amit P. Mehta on 08/08/2016. (lcapm3) (Entered: 08/08/2016)
08/08/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/7/2016. (cdw) (Entered: 08/08/2016)
10/07/2016	<u>25</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 10/07/2016)
10/12/2016		VACATED PURSUANT TO THE COURT'S ORDER OF 12/6/2016.....MINUTE ORDER: In light of <u>25</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before December 10, 2016. Signed by Judge Amit P. Mehta on 10/12/2016. Modified on 12/6/2016 (cdw). (Entered: 10/12/2016)
10/12/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 12/10/2016 (cdw) (Entered: 10/12/2016)
12/06/2016		MINUTE ORDER resetting the deadline for the parties' Joint Status Report. The parties shall submit a Joint Status Report advising the court of progress and suggesting next steps on or before December 12, 2016. The court's previous minute order setting a deadline of December 10, 2016 is hereby vacated. Signed by Judge Amit P. Mehta on 12/06/2016. (lcapm3) (Entered: 12/06/2016)
12/06/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 12/12/2016. (cdw) (Entered: 12/06/2016)
12/12/2016	<u>26</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 12/12/2016)
12/13/2016		MINUTE ORDER: In light of <u>26</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before February 7, 2017. Signed by Judge Amit P. Mehta on 12/13/2016. (lcapm3) (Entered: 12/13/2016)
12/13/2016		Set/Reset Deadlines/Hearings: Joint Status Report due by 2/7/2017. (cdw) (Entered: 12/14/2016)
02/07/2017	<u>27</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 02/07/2017)
02/07/2017		MINUTE ORDER: In light of <u>27</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before April 7, 2017. Signed by Judge Amit P. Mehta on 02/07/2017. (lcapm3) (Entered: 02/07/2017)
02/07/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 4/7/2017. (cdw) (Entered: 02/07/2017)

04/06/2017	<u>28</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Schwartz, James) (Entered: 04/06/2017)
04/06/2017		MINUTE ORDER: In light of <u>28</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before June 5, 2017. Signed by Judge Amit P. Mehta on 04/06/2017. (lcapm3) (Entered: 04/06/2017)
04/06/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 6/5/2017. (cdw) (Entered: 04/09/2017)
04/25/2017	<u>29</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Marcia Kay Sowles on behalf of DEPARTMENT OF DEFENSE Substituting for attorney James J. Schwartz (Sowles, Marcia) (Entered: 04/25/2017)
06/05/2017	<u>30</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 06/05/2017)
06/05/2017		MINUTE ORDER: In light of <u>30</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before August 4, 2017. Signed by Judge Amit P. Mehta on 06/05/2017. (lcapm3) (Entered: 06/05/2017)
06/06/2017		Set/Reset Deadlines: Status Report due by 8/4/2017. (mac) (Entered: 06/06/2017)
08/04/2017	<u>31</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 08/04/2017)
08/07/2017		MINUTE ORDER. In light of <u>31</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before October 6, 2017. Signed by Judge Amit P. Mehta on 08/07/2017. (lcapm3) (Entered: 08/07/2017)
08/07/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/6/2017. (cdw) (Entered: 08/08/2017)
10/05/2017	<u>32</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 10/05/2017)
10/10/2017		MINUTE ORDER. In light of <u>32</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report advising the court of progress and suggesting next steps on or before December 11, 2017. Signed by Judge Amit P. Mehta on 10/10/2017. (lcapm3) (Entered: 10/10/2017)
10/10/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 12/11/2017. (zcdw) (Entered: 10/11/2017)
12/11/2017	<u>33</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 12/11/2017)
12/11/2017		MINUTE ORDER. In light of <u>33</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report on or before February 9, 2018. Signed by Judge Amit P. Mehta on 12/11/2017. (lcapm3) (Entered: 12/11/2017)
12/11/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 2/9/2018. (zcdw) (Entered: 12/12/2017)
01/30/2018	<u>34</u>	STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 01/30/2018)
01/31/2018		MINUTE ORDER. In light of <u>34</u> the parties' Joint Status Report, the parties shall submit a subsequent Joint Status Report on or before April 15, 2018. Signed by Judge Amit P. Mehta on 01/31/2018. (lcapm3) (Entered: 01/31/2018)
01/31/2018		Set/Reset Deadlines/Hearings: Joint Status Report due by 4/15/2018. (zcdw) (Entered: 02/04/2018)
03/23/2018	<u>35</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 03/23/2018)

03/23/2018		MINUTE ORDER. The parties shall submit a subsequent Joint Status Report on or before June 6, 2018. In the parties' Joint Status Report, Defendant shall estimate a date by which it expects to be finished producing responsive records. Signed by Judge Amit P. Mehta on 03/23/2018. (lcapm3) (Entered: 03/23/2018)
03/26/2018		Set/Reset Deadlines: Joint Status Report due by 6/6/2018. (mac) (Entered: 03/26/2018)
06/06/2018	<u>36</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 06/06/2018)
06/07/2018		MINUTE ORDER. The parties shall submit a subsequent Joint Status Report on or before September 5, 2018. In the parties' Joint Status Report, Defendant shall include a representation as to whether Defendant still expects to complete production by November 24, 2018. Signed by Judge Amit P. Mehta on 03/23/2018.(lcapm3) (Entered: 06/07/2018)
06/07/2018		Set/Reset Deadlines: Joint Status Report due by 9/5/2018. (zjd) (Entered: 06/08/2018)
09/05/2018	<u>37</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 09/05/2018)
09/06/2018		MINUTE ORDER. No later than September 28, 2018, the parties shall file a joint status report that indicates whether summary judgment briefing will be necessary in this matter and, if so, proposes a briefing schedule. Signed by Judge Amit P. Mehta on 09/06/2018. (lcapm3) (Entered: 09/06/2018)
09/06/2018		Set/Reset Deadlines: Joint Status Report due by 9/28/2018. (zjd) (Entered: 09/07/2018)
09/28/2018	<u>38</u>	Joint STATUS REPORT by DEPARTMENT OF DEFENSE. (Sowles, Marcia) (Entered: 09/28/2018)
09/28/2018		Minute Order. No later than 10/29/2018, the parties shall notify the court whether there remains a dispute as to attorneys' fees and, if so, propose a briefing schedule, unless before that date the parties file a stipulation of dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii). Signed by Judge Amit P. Mehta on 09/28/2018. (lcapm3). (Entered: 09/28/2018)
09/28/2018		Set/Reset Deadlines: Joint Status Report due by 10/29/2018. (zjd) (Entered: 10/01/2018)
10/03/2018	<u>39</u>	NOTICE of Change of Address by Marcia Kay Sowles (Sowles, Marcia) (Entered: 10/03/2018)
10/29/2018	<u>40</u>	Joint STATUS REPORT by BUZZFEED, INC., ARAM ROSTON. (Light, Jeffrey) (Entered: 10/29/2018)
10/30/2018		MINUTE ORDER. No later than November 30, 2018, the parties shall advise the court whether they have resolved the outstanding attorney's fees issue and, if not, propose a briefing schedule. Signed by Judge Amit P. Mehta on 10/30/2018. (lcapm3) (Entered: 10/30/2018)
10/30/2018		Set/Reset Deadlines: Joint Status Report due by 11/30/2018. (zjd) (Entered: 10/31/2018)
11/30/2018	<u>41</u>	STIPULATION of Dismissal <i>with Prejudice</i> by BUZZFEED, INC., ARAM ROSTON. (Light, Jeffrey) (Entered: 11/30/2018)